

37441 PCT

Application No.: 10/521,760
Attorney Docket No.: 032013-113



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Patent Application of) **Mail Stop PCT**
Driss STITOU et al.)
Application No.: 10/521,760) Group Art Unit:
International Filing Date: January 19, 2005) Examiner:
For: Method for Producing Cold and) Confirmation No.: 4201
Installation Therefor)
)
)
)

STATEMENT FURTHER TO EXECUTED DECLARATION

Attn: Richard Cole
Office of PCT Legal Administration
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

It is respectfully requested that the executed declarations filed on 16 September 2005 and 3 February 2006 be considered together and as such, be accepted. Copies of the executed declarations are attached hereto.

Please note that inventor Bernard Spinner is deceased. Accordingly, pursuant to 37 C.F.R. §1.42 and MPEP § 409.01(a), all of his heirs executed both the declaration filed on 16 September 2005 and the declaration filed on 3 February 2006 on his behalf, as heirs and legal representatives.

To clarify, the citizenship, residence and mailing address provided in the declaration filed on 16 September 2005, executed by all of Bernard Spinner's heirs, applies to deceased inventor Bernard Spinner. The citizenships, residences and mailing addresses provided in the executed declaration filed on 3 February 2006, executed by all of Bernard Spinner's heirs, applies to the heirs respectively.

As such, the deceased inventor is as follows:

Bernard Spinner
228, rue Einstein
F-66100 Perpignan
France

The following is a complete list of all heirs and legal representatives of deceased inventor

Bernard Spinner:

Bruno Spinner
son of and heir and legal representative to Bernard Spinner
1 rue Rabelais
F-34690 Fabreges
France

Caroline Spinner Brossard
daughter of and heir and legal representative to Bernard Spinner
19 Lotissement Las Trados
F-09000 Brassac
France

Anne Christel Spinner Kohler
daughter of and heir and legal representative to Bernard Spinner
Domaine d'Aussieres
F-11100 Narbonne
France

Camille Spinner
daughter of and heir and legal representative to Bernard Spinner
228, avenue A. Einstein
F-66100 Perpignan
France

Martin Spinner
son of and heir and legal representative to Bernard Spinner
228, avenue A. Einstein
F-66100 Perpignan
France

Please note that one of the heirs, Camille Spinner, is a minor. Her mother, Nathalie Mazet, executed both the declaration filed on 16 September 2005 and the declaration filed on 3 February 2006 on behalf of the minor heir Camille Spinner. Please further note that Nathalie Mazet is not herself an heir or legal representative to deceased inventor Bernard Spinner.

Accordingly, all of the heirs of deceased inventor Bernard Spinner executed both the declaration filed on 16 September 2005, providing the citizenship, residence and mailing address of deceased inventor Bernard Spinner, and all of the heirs executed the declaration filed on 3 February 2006, providing the citizenships, residences and mailing addresses of all of the heirs. Therefore, when the declarations are considered together, all of the heirs have executed a declaration providing both the citizenship, residence and mailing address of deceased inventor Bernard Spinner and the citizenships, residences and mailing addresses of all of the heirs.

Thus, it is respectfully submitted that the executed declarations, when considered together, satisfy the requirements under 37 C.F.R. § 1.42. As such, it is respectfully requested that the executed declarations be accepted.

If there are any questions regarding this submission, please contact the undersigned.

Respectfully submitted,
BUCHANAN INGERSOLL PC

By: Teresa Stanek Rea Reg. No. 45,774
Bn: Registration No. 30,427

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date: June 23, 2006

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

the specification of which (check only one item below):

is attached hereto.
 was filed as United States application

Number _____

on _____

and was amended

on _____ (if applicable).

was filed as PCT international application

Number PCT/FR03/02218 _____

on July 11, 2003 _____

and was amended

on _____ (if applicable).



I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a)-(e) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119:

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. § 119
FR	0209392	24/07/2002	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional application(s) listed below.

AT
CJ
9-16-05

**COMBINED DECLARATION FOR PATENT APPLICATION AND POWER
OF ATTORNEY (CONTINUED)**
(Includes Reference to Provisional and PCT International Applications)

ATTORNEY'S DOCKET NO.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to the patentability as defined in Title 37, Code of Federal Regulations § 1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT
UNDER 35 U.S.C. 120:**

U.S. APPLICATIONS		STATUS (check one)		
U.S. APPLICATION NUMBER	U.S. FILING DATE	PATENTED	PENDING	ABANDONED
PCT APPLICATIONS DESIGNATING THE U.S.				
PCT APPLICATION NO.	PCT FILING DATE	U.S. APPLICATION NUMBERS ASSIGNED (if any)		

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

William L. Mathis	17,337	James A. LaBarre	28,632	Matthew L. Schneider	32,814
Peter H. Smolka	15,913	E. Joseph Gess	28,510	Michael G. Savage	32,596
Robert H. Swecker	19,885	R. Danny Huntington	27,903	Gerald F. Swiss	30,113
Platon N. Mandros	22,124	Eric H. Weisblatt	30,505	Michael J. Ure	33,089
Benton S. Duffett, Jr.	22,030	James W. Peterson	26,057	Charles F. Wieland III	33,096
Norman H. Stepno	22,716	Teresa Stanek Rea	30,427	Bruce T. Wieder	33,815
Ronald L. Grudziecki	24,970	Robert E. Krebs	25,885	Todd R. Walters	34,040
Frederick G. Michaud, Jr	26,003	William C. Rowland	30,888	Ronni S. Jillions	31,979
Alan E. Kopecki	25,813	T. Gene Dillahunt	25,423	Harold R. Brown III	36,341
Regis E. Slutter	26,999	Patrick C. Keane	32,858	Allen R. Baum	36,086
Samuel C. Miller, III	27,360	Bruce J. Boggs, Jr.	32,344	Steven M. du Bois	35,023
Ralph L. Freeland, Jr.	16,110	William H. Benz	25,952	Brian P. O'Shaughnessy	32,747
Robert G. Mukai	28,531	Peter K. Skiff	31,917		
Georges A. Hovanec, Jr.	28,223	Richard J. McGrath	29,195		

and: _____

Address all correspondence to:

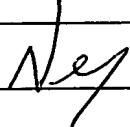
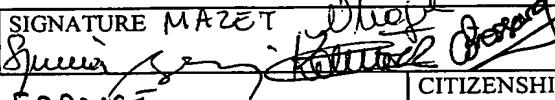
E. Joseph Gess, Esq
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

Address all telephone calls to: E. Joseph Gess

at (703) 836-6620.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONTINUED) ATTORNEY'S DOCKET NO.
Includes Reference to Provisional and PCT International Applications)

FULL NAME OF SOLE OR FIRST INVENTOR STITOU Driss		SIGNATURE 	DATE 18/12/2004
RESIDENCE 4, rue Cabrit, F-66570 St Nazaire, France		CITIZENSHIP FR	
POST OFFICE ADDRESS 4, rue Cabrit, F-66570 St Nazaire, France			
FULL NAME OF SECOND JOINT INVENTOR, IF ANY NEVEU Pierre		SIGNATURE 	DATE 20-12-2004
RESIDENCE 18, rue Joseph Cazeilles, F-66180 Villeneuve de la Raho, France		CITIZENSHIP FR	
POST OFFICE ADDRESS 18, rue Joseph Cazeilles, F-66180 Villeneuve de la Raho, France			
FULL NAME OF THIRD JOINT INVENTOR, IF ANY SPINNER Bernard		SIGNATURE MAZET 	DATE
RESIDENCE 228, rue Einstein, F-66180 PERPIGNAN, FRANCE		CITIZENSHIP FR	
POST OFFICE ADDRESS 228, rue Einstein, F-66180 PERPIGNAN, FRANCE			
FULL NAME OF FOURTH JOINT INVENTOR, IF ANY		SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF FIFTH JOINT INVENTOR, IF ANY		SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF SIXTH JOINT INVENTOR, IF ANY		SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF SEVENTH JOINT INVENTOR, IF ANY		SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF EIGHTH INVENTOR, IF ANY		SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF NINTH INVENTOR, IF ANY		SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			

**SUBSTITUTE COMBINED DECLARATION AND POWER OF ATTORNEY
FOR UTILITY OR DESIGN PATENT APPLICATION**



As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD FOR PRODUCING COLD AND INSTALLATION THEREFOR

the specification of which (check only one item below):

is attached hereto.

was filed as United States Patent application Number _____ on _____ and was amended on _____ (if applicable).

was filed as PCT International application Number PCT/FR2003/002218 on July 11, 2003 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

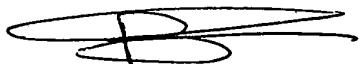
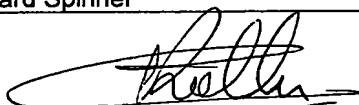
I hereby claim foreign priority benefits under Title 35, United States Code, §§ 119 (a)-(d), 172 or 365(a) of any foreign application(s) for patent or inventor's certificate or of any international (PCT) application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international (PCT) application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

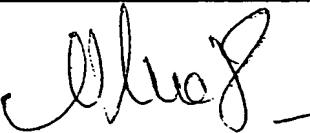
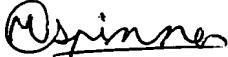
I hereby appoint the attorneys and agents associated with the following PTO Customer Number of Buchanan Ingersoll PC (including attorneys from Burns, Doane, Swecker & Mathis) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and transact all business in connection with international applications directed to said invention:

Customer Number **21839**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR	
Driss STITOU	
Signature	
Date	05/01/06
Residence (City, State, Country)	St Nazaire, France
Citizenship	France
Mailing Address	4, rue Cabrit
City, State, ZIP, Country	F-66570 St Nazaire, France
FULL NAME SECOND INVENTOR, IF ANY	
Pierre NEVEU	
Signature	
Date	05/01/06
Residence (City, State, Country)	St Michel de Llotes Villeneuve de la Raho, France
Citizenship	France
Mailing Address	18, rue Joseph Cazeilles AS MASUS
City, State, ZIP, Country	F-66130 Villeneuve de la Raho, France F-66130 St Michel de Llotes

FULL NAME OF THIRD INVENTOR, IF ANY		Bernard SPINNER, Deceased
		Executed by Bruno Spinner, son of and heir and legal representative to Bernard Spinner
Signature		
Date		le 5/01/2006
Residence (City, State, Country)		Fabrèges, France
Citizenship		France
Mailing Address		1, rue Rabelais
City, State, ZIP, Country		F-34690 Fabrèges, France
FULL NAME OF FOURTH INVENTOR, IF ANY		Bernard SPINNER, Deceased
		Executed by Caroline Spinner Brossard, daughter of and heir and legal representative to Bernard Spinner
Signature		
Date		le 20/01/2006
Residence (City, State, Country)		Brassac, France
Citizenship		France
Mailing Address		19 Lotissement Las Trados
City, State, ZIP, Country		F-09000 Brassac, France
FULL NAME OF FIFTH INVENTOR, IF ANY		Bernard SPINNER, Deceased
		Executed by Anne Christel Spinner Kohler, daughter of and heir and legal representative to Bernard Spinner
Signature		
Date		le 5 Février 2006
Residence (City, State, Country)		Narbonne, France
Citizenship		France
Mailing Address		Domaine d'Aussière
City, State, ZIP, Country		F-11100 Narbonne, France

FULL NAME OF SIXTH INVENTOR, IF ANY	
Bernard SPINNER, Deceased	
Executed by Nathalie Mazet, mother of minor Camille Spinner, daughter of and heir and legal representative to Bernard Spinner	
Signature	
Date	05/01/06
Residence (City, State, Country)	Perpignan, France
Citizenship	France
Mailing Address	228, avenue A. Einstein
City, State, ZIP, Country	F-66100 Perpignan, France
FULL NAME OF SEVENTH INVENTOR, IF ANY	
Bernard SPINNER, Deceased	
Executed by Martin Spinner, son of and heir and legal representative to Bernard Spinner	
Signature	
Date	05/01/06
Residence (City, State, Country)	Perpignan, France
Citizenship	France
Mailing Address	228, avenue A. Einstein
City, State, ZIP, Country	F-66100 Perpignan, France